

THE HONORABLE JAMAL N. WHITEHEAD

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

OKYEREMAH NYANNOR, individually and
on behalf of all others similarly situated,

Plaintiffs,

vs.

ARAMARK SERVICES, INC., a foreign
profit corporation; ARAMARK BUSINESS
FACILITIES, LLC, a foreign limited liability
company; ARAMARK CAMPUS, LLC, a
foreign limited liability company;
ARAMARK CORRECTIONAL SERVICES,
LLC, a foreign limited liability company;
ARAMARK EDUCATIONAL GROUP,
INC., a foreign profit corporation;
ARAMARK EDUCATIONAL SERVICES,
LLC, a foreign limited liability company;
ARAMARK ENTERTAINMENT, LLC, a
foreign limited liability company;
ARAMARK FHC, LLC; a foreign limited
liability company; ARAMARK
HEALTHCARE SUPPORT SERVICES,
LLC, a foreign limited liability company;
ARAMARK MANAGEMENT SERVICES
LIMITED PARTNERSHIP, a foreign limited
partnership; ARAMARK RAIL SERVICES,
LLC, a foreign limited liability company;
ARAMARK REFRESHMENT SERVICES,
LLC, a foreign limited liability company;

Case No. 2:24-cv-01543-JNW

**JOINT STIPULATION AND
[PROPOSED] ORDER TO STAY
PROCEEDINGS**

**NOTE ON MOTION CALENDAR:
November 13, 2024**

JOINT STIPULATION AND [PROPOSED]
ORDER TO STAY PROCEEDINGS - 1
(Case No. 2:24-cv-01543-JNW)

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1 ARAMARK SPORTS AND
 2 ENTERTAINMENT GROUP, LLC, a foreign
 3 limited liability company; ARAMARK
 4 SPORTS AND ENTERTAINMENT
 5 SERVICES, LLC, a foreign limited liability
 6 company; ARAMARK SPORTS, LLC, a
 7 foreign limited liability company; and DOES
 8 1-20,

9 Defendants.

10 STIPULATION

11 The Parties, by and through their undersigned counsel, hereby STIPULATE to respectfully
 12 ask the Court to exercise its inherent power to control its docket and enter an Order staying this
 13 case pending the Washington Supreme Court's consideration of the question certified in *Branson*
 14 *v. Washington Fine Wines & Spirits, LLC*, No. 2:24-CV-00589-JHC, 2024 WL 4510680, at *1
 15 (W.D. Wash. Aug. 20, 2024), for the following reasons:

16 1. A question relevant to this case has recently been certified to the Washington
 17 Supreme Court, the ruling for which may have a dispositive outcome for this action. *See Branson*
 18 *v. Washington Fine Wines & Spirits, LLC*, No. 2:24-CV-00589-JHC, 2024 WL 4510680, at *1
 19 (W.D. Wash. Aug. 20, 2024). In *Branson*, U.S. District Court Judge John Chun certified to the
 20 Washington Supreme Court the question of what constitutes an "applicant" for purposes of the
 21 EPOA. Specifically, in August 2024, Judge Chun certified the following question to the
 22 Washington Supreme Court: "What must a plaintiff prove to be deemed a 'job applicant' within
 23 the meaning of RCW 49.58.110(4)? For example, must they prove that they are a 'bona fide'
 24 applicant?" The Washington State Supreme Court has accepted review of the certified question,
 25 and oral argument is scheduled for February 13, 2025.

26 2. The parties accordingly request a stay pending the Washington Supreme Court's
 consideration of the certified question. This joint request is made in good faith, with a commitment
 to diligently pursue efforts toward resolution following the lifting of the stay.

3. The parties agree to provide a status report within 14 days after the Washington Supreme Court's decision regarding the certified question.

DATED this 13th day of November, 2024.

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[PROPOSED] ORDER

THIS MATTER came before the Court on the parties Stipulated Motion to Stay Proceedings. Having considered the Motion, as well as the other files and records in this case, IT IS HEREBY ORDERED that the Court GRANTS the Motion.

1. This case is stayed pending the Washington Supreme Court's consideration of the question certified in *Branson v. Washington Fine Wines & Spirits, LLC*, No. 2:24-CV-00589-JHC, 2024 WL 4510680, at *1 (W.D. Wash. Aug. 20, 2024).

2. The parties are ordered to provide a status report within 14 days after the Washington Supreme Court's decision regarding the certified question.

THE COURT FURTHER ORDERS: Given the stay in this matter and the Court's need to manage its docket, the Court STRIKES the pending motion to remand, Dkt. No. 7. Plaintiff may refile the motion when the stay is lifted.

DATED: November 20, 2024.



THE HONORABLE JAMAL N. WHITEHEAD
UNITED STATES DISTRICT JUDGE

Presented by:

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